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Attorneys for Defendant Frontier Airlines, Inc.

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

BRRAM, INC., a corporation organized under the laws of the Commonwealth of Pennsylvania, Ms. Holly Bussey, Mr. William Lynch, Mr. Richard DeLello, Ms. Julie Power, Mr. John Giacobetti and Mrs. Jennifer Giacobetti, Ms. Deborah Leamann, Ms. Caroline Bondi, Ms. Delores Brienza, and Mr. Richard Wayne,

Plaintiffs,

v.

UNITED STATES FEDERAL AVIATION
ADMINISTRATION (FAA), the Mercer
County Board of Chosen Freeholders, and
Frontier Airlines, Inc.,

Defendants.

Civil Action No. 3:14-cv-02686

Hon. Joel A. Pisano, U.S.D.J.

Hon. Douglas E. Arpert, U.S.M.J.

NOTICE OF MOTION TO DISMISS

Motion Date: September 15, 2014

TO: R. William Potter
Potter and Dickson
194 Nassau Street
Princeton, NJ 08542

COUNSEL:

PLEASE TAKE NOTICE that, on September 15, 2014 at 10:00 a.m. or as soon thereafter as counsel may be heard, the undersigned, attorneys for Defendant Frontier Airlines,

Inc. ("Frontier"), will move before the Honorable Joel A. Pisano, United States District Judge for the United States District of New Jersey at the Clarkson S. Fisher Federal Building and U.S. Courthouse, 402 East State Street, Trenton, N.J., 08608, for an Order dismissing with prejudice the Complaint filed by Plaintiffs on or about April 28, 2014. The motion is made pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure.

PLEASE TAKE FURTHER NOTICE that in support of its motion, Frontier will rely upon the accompanying Memorandum of Law in Support of the Motion to Dismiss and the proposed form of Order, as well as all pleadings filed in the above-captioned matter.

Dated: August 18, 2014

Respectfully submitted,

s/John E. Flaherty

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that true copies of the foregoing NOTICE OF MOTION TO DISMISS and supporting papers were caused to be served August 18, 2014, via email and/or ECF system upon all counsel of record.

s/John E. Flaherty
John E. Flaherty